General Assembly

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20 February 2004

Fifty-eighth session
Agenda item 138

Resolution adopted by the General Assembly

[*on the report of the Fifth Committee (A/58/583)*]

58/259. Financing of the United Nations Organization Mission in the Democratic Republic of the Congo

The General Assembly,

Having considered the report of the Secretary-General on the financing of the United Nations Organization Mission in the Democratic Republic of the Congo[1] and the related report of the Advisory Committee on Administrative and Budgetary Questions,[2]

Recalling Security Council resolutions 1258 (1999) of 6 August 1999 and 1279 (1999) of 30 November 1999, regarding, respectively, the deployment to the Congo region of military liaison personnel and the establishment of the United Nations Organization Mission in the Democratic Republic of the Congo, and the subsequent resolutions by which the Council extended the mandate of the Mission, the latest of which was resolution 1493 (2003) of 28 July 2003, by which the Council also authorized increasing the military strength of the Mission,

Recalling also its resolution 54/260 A of 7 April 2000, on the financing of the Mission, and its subsequent resolutions thereon, the latest of which was resolution 57/335 of 18 June 2003,

Reaffirming the general principles underlying the financing of United Nations peacekeeping operations, as stated in General Assembly resolutions 1874 (S-IV) of 27 June 1963, 3101 (XXVIII) of 11 December 1973 and 55/235 of 23 December 2000,

Noting with appreciation that voluntary contributions have been made to the Mission,

Mindful of the fact that it is essential to provide the Mission with the necessary financial resources to enable it to fulfil its responsibilities under the relevant resolutions of the Security Council,

1. *Takes note* of the status of contributions to the United Nations Organization Mission in the Democratic Republic of the Congo as at 31 October

[1] A/58/381.

[2] A/58/447 and Corr.1.

2003, including the contributions outstanding in the amount of 139.7 million United States dollars, representing some 9.1 per cent of the total assessed contributions, notes with concern that only thirty-two Member States have paid their assessed contributions in full, and urges all other Member States, in particular those in arrears, to ensure payment of their outstanding assessed contributions;

2. *Expresses its appreciation* to those Member States which have paid their assessed contributions in full, and urges all other Member States to make every possible effort to ensure payment of their assessed contributions to the Mission in full;

3. *Expresses concern* at the financial situation with regard to peacekeeping activities, in particular as regards the reimbursements to troop contributors that bear additional burdens owing to overdue payments by Member States of their assessments;

4. *Also expresses concern* at the delay experienced by the Secretary-General in deploying some recent peacekeeping missions, in particular those in Africa, and in providing them with adequate resources;

5. *Emphasizes* that all future and existing peacekeeping missions shall be given equal and non-discriminatory treatment in respect of financial and administrative arrangements;

6. *Also emphasizes* that all peacekeeping missions shall be provided with adequate resources for the effective and efficient discharge of their respective mandates;

7. *Reiterates its request* to the Secretary-General to make the fullest possible use of facilities and equipment at the United Nations Logistics Base at Brindisi, Italy, in order to minimize the costs of procurement for the Mission;

8. *Endorses* the conclusions and recommendations contained in the report of the Advisory Committee on Administrative and Budgetary Questions,[2] and requests the Secretary-General to ensure their full implementation;

9. *Requests* the Secretary-General to take all necessary action to ensure that the Mission is administered with a maximum of efficiency and economy, particularly with regard to air transport;

10. *Also requests* the Secretary-General, in order to reduce the cost of employing General Service staff, to continue efforts to recruit local staff for the Mission against General Service posts, commensurate with the requirements of the Mission;

Budget estimates for the period from 1 July 2003 to 30 June 2004

11. *Decides* to appropriate to the Special Account for the United Nations Organization Mission in the Democratic Republic of the Congo the amount of 59,038,300 dollars for the maintenance of the Mission for the period from 1 July 2003 to 30 June 2004, in addition to the amount of 582 million dollars already appropriated and apportioned for the same period under the terms of its resolution 57/335;

12. *Emphasizes* that no peacekeeping mission shall be financed by borrowing funds from other active peacekeeping missions;

13. *Encourages* the Secretary-General to continue to take additional measures to ensure the safety and security of all personnel under the auspices of the United Nations participating in the Mission;

14. *Invites* voluntary contributions to the Mission in cash and in the form of services and supplies acceptable to the Secretary-General, to be administered, as appropriate, in accordance with the procedure and practices established by the General Assembly;

15. *Decides* to keep under review during its fifty-eighth session the item entitled "Financing of the United Nations Organization Mission in the Democratic Republic of the Congo".

79th plenary meeting
23 December 2003

General Assembly

Distr.: General
20 February 2004

Fifty-eighth session
Agenda item 140

Resolution adopted by the General Assembly

[*on the report of the Fifth Committee (A/58/584)*]

58/260. Financing of the United Nations Mission of Support in East Timor

The General Assembly,

Having considered the reports of the Secretary-General on the financing of the United Nations Mission of Support in East Timor,[1] and the related report of the Advisory Committee on Administrative and Budgetary Questions,[2]

Recalling Security Council resolution 1272 (1999) of 25 October 1999 regarding the establishment of the United Nations Transitional Administration in East Timor and the subsequent resolutions by which the Council extended the mandate of the Transitional Administration, the last of which was resolution 1392 (2002) of 31 January 2002, by which the mandate was extended until 20 May 2002,

Recalling also Security Council resolution 1410 (2002) of 17 May 2002, by which the Council established the United Nations Mission of Support in East Timor as of 20 May 2002 for an initial period of twelve months, and its subsequent resolution 1480 (2003) of 19 May 2003, by which the Council extended the mandate of the Mission until 20 May 2004,

Recalling further its resolution 54/246 A of 23 December 1999 on the financing of the United Nations Transitional Administration in East Timor and its subsequent resolutions on the financing of the United Nations Mission of Support in East Timor, the latest of which was resolution 57/327 of 18 June 2003,

Reaffirming the general principles underlying the financing of United Nations peacekeeping operations, as stated in General Assembly resolutions 1874 (S-IV) of 27 June 1963, 3101 (XXVIII) of 11 December 1973 and 55/235 of 23 December 2000,

Noting with appreciation that voluntary contributions have been made to the Mission and to the Trust Fund for the United Nations Transitional Administration in East Timor,

[1] A/58/192 and Add.1.
[2] A/58/409.

Mindful of the fact that it is essential to provide the Mission with the necessary financial resources to enable it to fulfil its responsibilities under the relevant resolutions of the Security Council,

1. *Takes note* of the status of contributions to the United Nations Transitional Administration in East Timor and the United Nations Mission of Support in East Timor as at 31 October 2003, including the contributions outstanding in the amount of 65.5 million United States dollars, representing some 4 per cent of the total assessed contributions, notes with concern that only forty-three Member States have paid their assessed contributions in full, and urges all other Member States, in particular those in arrears, to ensure payment of their outstanding assessed contributions;

2. *Expresses its appreciation* to those Member States which have paid their assessed contributions in full, and urges all other Member States to make every possible effort to ensure payment of their assessed contributions to the Transitional Administration and the Mission in full;

3. *Expresses concern* at the financial situation with regard to peacekeeping activities, in particular as regards the reimbursements to troop contributors that bear additional burdens owing to overdue payments by Member States of their assessments;

4. *Also expresses concern* at the delay experienced by the Secretary-General in deploying some recent peacekeeping missions, in particular those in Africa, and in providing them with adequate resources;

5. *Emphasizes* that all future and existing peacekeeping missions shall be given equal and non-discriminatory treatment in respect of financial and administrative arrangements;

6. *Also emphasizes* that all peacekeeping missions shall be provided with adequate resources for the effective and efficient discharge of their respective mandates;

7. *Reiterates its request* to the Secretary-General to make the fullest possible use of facilities and equipment at the United Nations Logistics Base at Brindisi, Italy, in order to minimize the costs of procurement for the Mission;

8. *Endorses* the conclusions and recommendations contained in the report of the Advisory Committee on Administrative and Budgetary Questions,[2] and requests the Secretary-General to ensure their full implementation;

Revised budget estimates for the period from 1 July 2003 to 30 June 2004

9. *Decides* to appropriate to the Special Account for the United Nations Mission of Support in East Timor the amount of 23,827,500 dollars for the maintenance of the Mission for the period from 1 July 2003 to 30 June 2004, in addition to the amount of 193,337,100 dollars already appropriated for the same period under the terms of resolution 57/327;

Financing of the appropriation

10. *Decides also*, taking into account the amount of 193,337,100 dollars previously apportioned under the terms of resolution 57/327, to apportion among Member States the amount of 23,827,500 dollars at a monthly rate of 1,985,625 dollars, in accordance with the levels set out in resolution 55/235, as adjusted by the General Assembly in its resolutions 55/236 of 23 December 2000 and 57/290 A of

20 December 2002, and taking into account the scale of assessments for 2003 as set out in its resolutions 55/5 B of 23 December 2000 and 57/4 B of 20 December 2002 and the scale of assessments for 2004 as set out in its resolution 58/1 B of 23 December 2003, subject to the decision of the Security Council to extend the mandate of the Mission;

11. *Decides further* that, in accordance with the provisions of its resolution 973 (X) of 15 December 1955, there shall be set off against the apportionment among Member States, as provided for in paragraph 10 above, their respective share in the Tax Equalization Fund of the amount of 539,900 dollars at a monthly rate of 44,991 dollars, representing the additional estimated staff assessment income approved for the Mission;

Donation of assets to the Government of Timor-Leste

12. *Approves* the donation of the assets of the Mission, with a total inventory value of up to 35,262,900 dollars and corresponding residual value of up to 15,879,900 dollars, to the Government of Timor-Leste;

13. *Emphasizes* that no peacekeeping mission shall be financed by borrowing funds from other active peacekeeping missions;

14. *Encourages* the Secretary-General to continue to take additional measures to ensure the safety and security of all personnel under the auspices of the United Nations participating in the Mission;

15. *Invites* voluntary contributions to the Mission in cash and in the form of services and supplies acceptable to the Secretary-General, to be administered, as appropriate, in accordance with the procedure and practices established by the General Assembly;

16. *Decides* to keep under review during its fifty-eighth session the item entitled "Financing of the United Nations Mission of Support in East Timor".

79th plenary meeting
23 December 2003

General Assembly

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Fifty-eighth session
Agenda item 165

Resolution adopted by the General Assembly

[*on the report of the Fifth Committee (A/58/589)*]

58/261. Financing of the United Nations Mission in Liberia

The General Assembly,

Having considered the report of the Secretary-General on the financing of the United Nations Mission in Liberia[1] and the related report of the Advisory Committee on Administrative and Budgetary Questions,[2]

Recalling Security Council resolution 1497 (2003) of 1 August 2003, by which the Council declared its readiness to establish a United Nations stabilization force to support the transitional government and to assist in the implementation of a comprehensive peace agreement for Liberia,

Recalling also Security Council resolution 1509 (2003) of 19 September 2003, by which the Council decided to establish the United Nations Mission in Liberia for a period of twelve months,

Reaffirming the general principles underlying the financing of United Nations peacekeeping operations, as stated in its resolutions 1874 (S-IV) of 27 June 1963, 3101 (XXVIII) of 11 December 1973 and 55/235 of 23 December 2000,

Noting with appreciation that voluntary contributions have been made to the Mission,

Mindful of the fact that it is essential to provide the Mission with the necessary financial resources to enable it to fulfil its responsibilities under the relevant resolution of the Security Council,

1. *Expresses concern* at the financial situation with regard to peacekeeping activities, in particular as regards the reimbursements to troop contributors that bear additional burdens owing to overdue payments by Member States of their assessments;

2. *Also expresses concern* at the delay experienced by the Secretary-General in deploying some recent peacekeeping missions, in particular those in Africa, and in providing them with adequate resources;

[1] A/58/539.
[2] A/58/591.

3. *Emphasizes* that all future and existing peacekeeping missions shall be given equal and non-discriminatory treatment in respect of financial and administrative arrangements;

4. *Also emphasizes* that all peacekeeping missions shall be provided with adequate resources for the effective and efficient discharge of their respective mandates;

5. *Requests* the Secretary-General to make the fullest possible use of facilities and equipment at the United Nations Logistics Base at Brindisi, Italy, in order to minimize the costs of procurement for the Mission;

6. *Endorses* the conclusions and recommendations contained in the report of the Advisory Committee on Administrative and Budgetary Questions,[2] and requests the Secretary-General to ensure their full implementation;

7. *Requests* the Secretary-General to take all necessary action to ensure that the Mission is administered with a maximum of efficiency and economy;

8. *Also requests* the Secretary-General, in order to reduce the cost of employing General Service staff, to make efforts to recruit local staff for the Mission against General Service posts, commensurate with the requirements of the Mission;

Budget estimates for the period from 1 August 2003 to 30 June 2004

9. *Authorizes* the Secretary-General to establish a special account for the United Nations Mission in Liberia for the purpose of accounting for income received and expenditure incurred in respect of the Mission;

10. *Decides* to appropriate to the Special Account for the United Nations Mission in Liberia the amount of 564,494,300 United States dollars for the period from 1 August 2003 to 30 June 2004, inclusive of the amount of 47,462,700 dollars previously authorized by the Advisory Committee on Administrative and Budgetary Questions for the operation of the Mission under the terms of section IV of General Assembly resolution 49/233 A of 23 December 1994 for the period from 1 August to 31 December 2003;

Financing of the appropriation

11. *Decides also* to apportion among Member States the amount of 450 million dollars at a monthly rate of 40,909,090 dollars, in accordance with the levels set out in resolution 55/235, as adjusted by the General Assembly in its resolutions 55/236 of 23 December 2000 and 57/290 A of 20 December 2002, and taking into account the scale of assessments for 2003 as set out in its resolutions 55/5 B of 23 December 2000 and 57/4 B of 20 December 2002 and the scale of assessments for 2004 as set out in its resolution 58/1 B of 23 December 2003;

12. *Decides further* that, in accordance with the provisions of its resolution 973 (X) of 15 December 1955, there shall be set off against the apportionment among Member States, as provided for in paragraph 11 above, their respective share in the Tax Equalization Fund of 5,210,000 dollars at a monthly rate of 473,636 dollars, representing the estimated staff assessment income approved for the Mission;

13. *Requests* the Secretary-General to pursue through collaboration between the United Nations Mission in Liberia, the United Nations Mission in Sierra Leone, and the United Nations Mission in Côte d'Ivoire, opportunities for optimizing,

where possible, the provision and management of support resources and service delivery to the three missions;

14. *Emphasizes* that no peacekeeping mission shall be financed by borrowing funds from other active peacekeeping missions;

15. *Notes with appreciation* the utilization of the strategic deployment stocks to the Mission at the start-up stage;

16. *Encourages* the Secretary-General to take additional measures to ensure the safety and security of all personnel under the auspices of the United Nations participating in the Mission;

17. *Invites* voluntary contributions to the Mission in cash and in the form of services and supplies acceptable to the Secretary-General, to be administered, as appropriate, in accordance with the procedure and practices established by the General Assembly;

18. *Decides* to keep under review during its fifty-eighth session the item entitled "Financing of the United Nations Mission in Liberia".

79th plenary meeting
23 December 2003

United Nations A/RES/58/262

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Agenda item 166

Resolution adopted by the General Assembly

[*on the report of the Fifth Committee (A/58/590)*]

58/262. Admission of the International Criminal Court to membership in the United Nations Joint Staff Pension Fund

The General Assembly,

Having considered the note by the Secretary-General on the admission of the International Criminal Court to membership in the United Nations Joint Staff Pension Fund[1] and the related report of the Advisory Committee on Administrative and Budgetary Questions,[2]

Decides to admit the International Criminal Court to membership in the United Nations Joint Staff Pension Fund, in accordance with article 3, paragraphs (*b*) and (*c*), of the Regulations of the Fund, with effect from 1 January 2004.

79th plenary meeting
23 December 2003

[1] A/C.5/58/13.
[2] A/58/545.

General Assembly

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Agenda item 120

Resolution adopted by the General Assembly

[*on the report of the Fifth Committee (A/58/572)*]

58/263. Report of the Joint Inspection Unit on the revenue-producing activities of the United Nations system

The General Assembly,

Having considered the report of the Joint Inspection Unit on United Nations system revenue-producing activities[1] and the comments of the Secretary-General and the United Nations System Chief Executives Board for Coordination thereon,[2]

1. *Agrees* with the concepts expressed in paragraph (*a*) of recommendation 1 of the Joint Inspection Unit[1] concerning consolidation of the management of revenue-producing activities on the basis of sound business practices, bearing in mind the related legislative mandates, and awaits with interest the specific proposals of the Secretary-General;

2. *Takes note* of paragraph (*b*) of recommendation 1 of the Unit[1] and the related comments of the Secretary-General;[2]

3. *Endorses* recommendation 2 of the Unit;

4. *Notes* paragraph (*a*) of recommendation 3 of the Unit, and requests the Secretary-General to report to the General Assembly at the second part of its resumed fifty-eighth session on the possibility of operating guided tours, bookstores and gift shops at the United Nations Office at Nairobi and the cost implications thereof;

5. *Requests* the Secretary-General to explore the possibility of selling products of the gift centre and the book shop via the Internet, in addition to existing arrangements;

6. *Endorses* paragraphs (*b*) and (*c*) of recommendation 3 of the Unit, and agrees with the comments of the Secretary-General in connection with paragraph (*a*) of that recommendation;

[1] See A/57/707.
[2] See A/57/707/Add.1.

7. *Recognizes* that in its recommendation 4 the Unit outlines some general factors that should be considered in connection with the outsourcing of revenue-generating activities in the framework of approved outsourcing policies;

8. *Agrees* with the comments of the Secretary-General in connection with recommendation 5, and looks forward to further proposals of the Secretary-General concerning the United Nations Postal Administration consequent to its resolution 57/292 of 20 December 2002;

9. *Agrees also* that the competent legislative organs, when considering strengthening the policy frameworks for revenue-generating activities in their organizations, should consider drawing on the objectives set out by the Unit in its recommendation 6, bearing in mind the specificities of each organization and the comments of the United Nations System Chief Executives Board for Coordination with respect to the generation of income from intellectual property;

10. *Agrees further* with the comments of the Chief Executives Board for Coordination on recommendation 7 of the Unit;

11. *Endorses* recommendation 8, which should not affect existing practices concerning the free distribution of public information materials;

12. *Also endorses* recommendation 9, and agrees with the Chief Executives Board for Coordination that the application of this approach needs to be tailored to the specific objectives and circumstances of the organizations concerned;

13. *Takes note* of recommendations 11 to 13 of the Unit and the related comments of the Chief Executives Board for Coordination.

79th plenary meeting
23 December 2003

United Nations A/RES/58/264

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Resolution adopted by the General Assembly

[*on the report of the Fifth Committee (A/58/572)*]

58/264. Conditions of service and compensation for officials other than Secretariat officials: members of the International Court of Justice, judges of the International Tribunal for the Former Yugoslavia and judges of the International Criminal Tribunal for Rwanda

The General Assembly,

Recalling section VIII of its resolution 53/214 of 18 December 1998 and its resolution 56/285 of 27 June 2002 on the conditions of service and compensation for officials other than Secretariat officials: members of the International Court of Justice, judges of the International Tribunal for the Prosecution of Persons Responsible for Serious Violations of International Humanitarian Law Committed in the Territory of the Former Yugoslavia since 1991 and judges of the International Criminal Tribunal for the Prosecution of Persons Responsible for Genocide and Other Serious Violations of International Humanitarian Law Committed in the Territory of Rwanda and Rwandan Citizens Responsible for Genocide and Other Such Violations Committed in the Territory of Neighbouring States between 1 January and 31 December 1994, its resolution 55/249 of 12 April 2001 on the conditions of service and compensation for the ad litem judges of the International Tribunal for the Former Yugoslavia and its resolution 57/289 of 20 December 2002 on the financing of the International Criminal Tribunal for Rwanda,

Having considered the report of the Secretary-General,[1]

1. *Decides* to amend article 1 of the Pension Scheme Regulations for the members of the International Court of Justice and to replace that article with the provisions set out in annex I to the present resolution;

2. *Also decides* to amend article 1 of the Pension Scheme Regulations for the judges of the International Tribunal for the Former Yugoslavia and to replace that article with the provisions set out in annex II to the present resolution;

[1] A/C.5/57/36.

3. *Further decides* to amend article 1 of the Pension Scheme Regulations for the judges of the International Criminal Tribunal for Rwanda and to replace that article with the provisions set out in annex III to the present resolution.

79th plenary meeting
23 December 2003

Annex I

Pension Scheme Regulations for the members of the International Court of Justice (based on the provisions of General Assembly resolution 38/239 of 20 December 1983 and section VIII of Assembly resolution 53/214 of 18 December 1998 and applicable as from 1 January 1999)

Replace the text of article 1 with the following:

Article 1
Retirement pension

1. A member of the International Court of Justice who has ceased to hold office and who has reached the age of sixty shall be entitled during the remainder of his or her life, subject to paragraphs 6 and 7 below, to a retirement pension, payable monthly provided that he or she has:

(*a*) Completed at least three years of service;

(*b*) Not been required to relinquish his or her appointment under Article 18 of the Statute of the Court for reasons other than the state of his or her health.

2. For a member who has served a full term of nine years, the annual pension entitlement shall be:

(*a*) For the year 1999, 60,000 United States dollars;

(*b*) For the year 2000, 70,000 dollars;

(*c*) With effect from 1 January 2001, one half of the annual salary.

3. A member serving in office as from 31 December 1998, who has been or is re-elected, shall be entitled to an increase in the amount of the pension by one three-hundredth of the amount payable under paragraph 2 for each month of service in excess of nine years, provided that maximum retirement pension shall not exceed two thirds of his or her annual salary:

(*a*) For the year 1999, a maximum of 81,600 dollars;

(*b*) For the year 2000, a maximum of 95,200 dollars;

(*c*) For the year 2001, two thirds of the annual salary, 106,667 dollars.

4. A member who has served for less than a full term of nine years shall be entitled to a retirement pension in the amount of that proportion of one half of the annual salary which the number of months of his or her actual service bears to one hundred and eight.

5. A member who ceases to hold office before the age of sixty and who would be entitled to a retirement pension when he or she reached that age may elect to receive a pension from any date after the date on which he or she ceases to hold office. Should he or she so elect, an actuarial reduction factor of one half of one per cent per month

would be applied on the retirement pension which would have been paid to him or her at the age of sixty.

6. No retirement pension shall be payable to a former member who has been re-elected to office until he or she again ceases to hold office. At that time, the amount of his or her pension shall be calculated in accordance with paragraphs 2 to 4 above on the basis of his or her total period of service and shall be subject to a reduction equal in actuarial value to the amount of any retirement pension paid to him or her before he or she reached the age of sixty.

7. No retirement pension shall be payable to a former member who has been elected or appointed a permanent judge of the International Tribunal for the Former Yugoslavia or the International Criminal Tribunal for Rwanda or who has been appointed to serve in the International Tribunal for the Former Yugoslavia or the International Criminal Tribunal for Rwanda as an ad litem judge until he or she ceases to hold that office or appointment.

Annex II

Pension Scheme Regulations for the judges of the International Tribunal for the Former Yugoslavia (based on the provisions of section VIII of General Assembly resolution 53/214 of 18 December 1998 and applicable as from 1 January 1999)

Replace the text of article 1 with the following:

Article 1
Retirement pension

1. A judge of the International Tribunal for the Former Yugoslavia who has ceased to hold office and who has reached the age of sixty shall be entitled during the remainder of his or her life, subject to paragraphs 4 and 5 below, to a retirement pension, payable monthly provided that he or she has:

(*a*) Completed at least three years of service;

(*b*) Not been required to relinquish his or her appointment under Article 18 of the Statute of the International Court of Justice for reasons other than the state of his or her health.

2. The amount of the retirement pension shall be determined as follows:

(*a*) If the judge has served a full term of four years and ceases to hold office after 1 January 2001, the amount of the annual pension shall be two ninths of the annual salary;

(*b*) If the judge has served a full term of four years and ceases to hold office after 1 January 1999 but before 1 January 2000, the amount of the annual pension shall be 26,500 United States dollars;

(*c*) If the judge has served a full term of four years and ceases to hold office after 1 January 2000 but before 1 January 2001, the amount of the annual pension shall be 31,000 dollars;

(*d*) Judges who have served a term of four years and who retire in 1999 or 2000 shall receive an increase in their pension as follows. As noted above, judges retiring in 1999 shall receive an annual pension of 26,500 dollars. Their annual pension shall be increased to 31,000 dollars in 2000 and to 35,500 dollars in 2001. Judges retiring in

2000 shall receive an annual pension of 31,000 dollars. The pension shall be increased to 35,500 dollars in 2001;

(*e*) With effect from 1 January 1999, all pensions in course of payment as at 31 December 1998, including pensions of judges who retire on or before that date, shall be increased by 10.3 per cent, i.e., the change resulting from the increase in the annual salary;

(*f*) If a judge served for less than a full term of four years, the amount of the pension shall be that proportion of the annual pension which the number of months of his or her actual service bears to forty-eight;

(*g*) If the judge came into office prior to 1 January 1999 and has been or is subsequently re-elected for another term, he or she shall continue to receive one one-hundred-and-thirty-third of the International Tribunal's pension benefit for each further month subsequent to his or her initial term, up to a maximum pension equivalent to eight twenty-sevenths of the annual salary. Judges elected to terms of office commencing after 31 December 1998 shall not be entitled to an increase in their pension benefit in case of re-election.

3. A judge who ceased to hold office before the age of sixty and who would be entitled to a retirement pension when he or she reached that age may elect to receive a pension from any date after the date on which he or she ceases to hold office. Should he or she so elect, the amount of such pension shall be that amount which has the same value as the retirement pension which would have been paid to him or her at the age of sixty.

4. No retirement pension shall be payable to a former judge who has been re-elected to office until he or she again ceases to hold office. At that time, the amount of his or her pension shall be calculated in accordance with paragraph 2 above on the basis of his or her total period of service and shall be subject to a reduction equal in actuarial value to the amount of any retirement pension paid to him or her before he or she reached the age of sixty.

5. No retirement pension shall be payable to a former judge who has been elected a member of the International Court of Justice or who has been elected or appointed a permanent judge of the International Criminal Tribunal for Rwanda or who has been appointed to serve on the International Tribunal for the Former Yugoslavia or the International Criminal Tribunal for Rwanda as an ad litem judge until he or she ceases to hold that office or appointment.

Annex III

Pension Scheme Regulations for the judges of the International Criminal Tribunal for Rwanda (based on the provisions of section VIII of General Assembly resolution 53/214 of 18 December 1998 and applicable as from 1 January 1999)

Replace the text of article 1 with the following:

Article 1
Retirement pension

1. A judge of the International Criminal Tribunal for Rwanda who has ceased to hold office and who has reached the age of sixty shall be entitled during the remainder of his or her life, subject to paragraphs 4 and 5 below, to a retirement pension, payable monthly provided that he or she has:

(*a*) Completed at least three years of service;

(*b*) Not been required to relinquish his or her appointment under Article 18 of the Statute of the International Court of Justice for reasons other than the state of his or her health.

2. The amount of the retirement pension shall be determined as follows:

(*a*) If the judge has served a full term of four years and ceases to hold office after 1 January 2001, the amount of the annual pension shall be two ninths of the annual salary;

(*b*) If the judge has served a full term of four years and ceases to hold office after 1 January 1999 but before 1 January 2000, the amount of the annual pension shall be 26,500 United States dollars;

(*c*) If the judge has served a full term of four years and ceases to hold office after 1 January 2000 but before 1 January 2001, the amount of the annual pension shall be 31,000 dollars;

(*d*) Judges who have served a term of four years and who retire in 1999 or 2000 shall receive an increase in their pension as follows. As noted above, judges retiring in 1999 shall receive an annual pension of 26,500 dollars. Their annual pension shall be increased to 31,000 dollars in 2000 and to 35,500 dollars in 2001. Judges retiring in 2000 shall receive an annual pension of 31,000 dollars. The pension shall be increased to 35,500 dollars in 2001;

(*e*) With effect from 1 January 1999, all pensions in course of payment as at 31 December 1998, including pensions of judges who retire on or before that date, shall be increased by 10.3 per cent, i.e., the change resulting from the increase in the annual salary;

(*f*) If a judge served for less than a full term of four years, the amount of the pension shall be that proportion of the annual pension which the number of months of his or her actual service bears to forty-eight;

(*g*) If the judge came into office prior to 1 January 1999 and has been or is subsequently re-elected for another term, he or she shall continue to receive one one-hundred-and-thirty-third of the International Tribunal's pension benefit for each further month subsequent to his or her initial term, up to a maximum pension equivalent to eight twenty-sevenths of the annual salary. Judges elected to terms of office commencing after 31 December 1998 shall not be entitled to an increase in their pension benefit in case of re-election.

3. A judge who ceased to hold office before the age of sixty and who would be entitled to a retirement pension when he or she reached that age may elect to receive a pension from any date after the date on which he or she ceases to hold office. Should he or she so elect, the amount of such pension shall be that amount which has the same value as the retirement pension which would have been paid to him or her at the age of sixty.

4. No retirement pension shall be payable to a former judge who has been re-elected to office until he or she again ceases to hold office. At that time, the amount of his or her pension shall be calculated in accordance with paragraph 2 above on the basis of his or her total period of service and shall be subject to a reduction equal in actuarial value to the amount of any retirement pension paid to him or her before he or she reached the age of sixty.

5. No retirement pension shall be payable to a former judge who has been elected a member of the International Court of Justice or who has been elected or appointed a permanent judge of the International Tribunal for the Former Yugoslavia or who has

been appointed to serve in the International Tribunal for the Former Yugoslavia or the International Criminal Tribunal for Rwanda as an ad litem judge until he or she ceases to hold that office or appointment.

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Agenda item 120

Resolution adopted by the General Assembly

[*on the report of the Fifth Committee (A/58/572)*]

58/265. Salary and retirement allowance of the Secretary-General and salary and pensionable remuneration of the Administrator of the United Nations Development Programme

The General Assembly,

Recalling paragraph 4 of its resolution 57/310 of 18 June 2003,

Having considered the report of the Advisory Committee on Administrative and Budgetary Questions,[1]

Concurs with paragraph 3 of the report of the Advisory Committee on Administrative and Budgetary Questions,[1] and decides, at this time, not to change the current practice regarding the salary and retirement allowance of the Secretary-General and salary and pensionable remuneration of the Administrator of the United Nations Development Programme.

79th plenary meeting
23 December 2003

[1] A/58/7/Add.3. For the final text, see *Official Records of the General Assembly, Fifty-eighth Session, Supplement No. 7A*.

United Nations A/RES/58/266

General Assembly

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Fifty-eighth session
Agenda item 120

Resolution adopted by the General Assembly

[*on the report of the Fifth Committee (A/58/572)*]

58/266. Conditions of service and compensation for officials, other than Secretariat officials, serving the General Assembly: full-time members of the International Civil Service Commission and the Chairman of the Advisory Committee on Administrative and Budgetary Questions

The General Assembly,

Recalling its resolutions 35/221 of 17 December 1980 and 55/238 of 23 December 2000,

Having considered the report of the Secretary-General,[1]

1. *Approves* the suggestions outlined in paragraphs 4 to 6 of the report of the Secretary-General,[1] due to the increase in the salary scale for staff in certain grades of the Professional and higher categories in accordance with its resolution 57/285 of 20 December 2002, with effect from 1 September 2003;

2. *Decides* that the additional financial requirements stemming from the proposals shall be reflected in its resolution on the second performance report for the biennium 2002–2003;

3. *Also decides* to maintain the procedure for adjusting the compensation of the Chairman and Vice-Chairman of the International Civil Service Commission and the Chairman of the Advisory Committee on Administrative and Budgetary Questions on the basis of the movement of the consumer price index;[2]

4. *Requests* the Secretary-General to bring the issue of conditions of service and compensation of the three officials to the attention of the General Assembly when the annual compensation for the Chairman of the International Civil Service Commission and the Chairman of the Advisory Committee on Administrative and Budgetary Questions falls below the level of the compensation of Assistant Secretaries-General, but no sooner than at its sixty-third session;

[1] A/C.5/57/35.

[2] Ibid., para. 2.

5. *Decides* that the procedure outlined above shall replace the requirement for future five-year comprehensive reviews outlined in paragraph 8 of the report of the Secretary-General;

6. *Reaffirms* the principle that the conditions of service and compensation of the three officials shall be separate and distinct from those of officials of the United Nations Secretariat.

79th plenary meeting
23 December 2003

General Assembly

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Fifty-eighth session
Agenda item 120

Resolutions adopted by the General Assembly

[*on the report of the Fifth Committee (A/58/572/Add.1)*]

58/267. Programme budget for the biennium 2002–2003

A

FINAL BUDGET APPROPRIATIONS FOR THE BIENNIUM 2002–2003

The General Assembly

1. *Takes note* of the second performance report of the Secretary-General on the programme budget for the biennium 2002–2003[1] and the related report of the Advisory Committee on Administrative and Budgetary Questions;[2]

2. *Resolves* that, for the biennium 2002–2003:

(*a*) The amount of 2,891,068,700 United States dollars appropriated by it in its resolutions 57/293 A of 20 December 2002 and 57/311 of 18 June 2003 shall be increased by 76,659,100 dollars, as follows:

[1] A/58/558 and Add.1 and Add.1/Corr.1.

[2] A/58/604.

Section		*Amount approved by the General Assembly in its resolutions 57/293 A and 57/311*	*Increase/(decrease)*	*Final appropriation*
		(United States dollars)		
	Part I. *Overall policy-making, direction and coordination*			
1.	Overall policy-making, direction and coordination	50 628 800	1 207 300	51 836 100
2.	General Assembly affairs and conference services	470 592 900	18 320 700	488 913 600
	Total, part I	**521 221 700**	**19 528 000**	**540 749 700**
	Part II. *Political affairs*			
3.	Political affairs	251 550 300	12 023 700	263 574 000
4.	Disarmament	15 821 100	330 800	16 151 900
5.	Peacekeeping operations	78 200 100	(1 668 400)	76 531 700
6.	Peaceful uses of outer space	4 315 300	(182 500)	4 132 800
	Total, part II	**349 886 800**	**10 503 600**	**360 390 400**
	Part III. *International justice and law*			
7.	International Court of Justice	26 315 900	1 964 900	28 280 800
8.	Legal affairs	35 754 500	(324 300)	35 430 200
	Total, part III	**62 070 400**	**1 640 600**	**63 711 000**
	Part IV. *International cooperation for development*			
9.	Economic and social affairs	123 902 200	2 987 200	126 889 400
9A.	Office of the High Representative for the Least Developed Countries	3 099 500	(865 900)	2 233 600
10.	Africa: New Agenda for Development	6 052 300	46 300	6 098 600
11A.	Trade and development	91 295 800	1 778 200	93 074 000
11B.	International Trade Centre UNCTAD/WTO	19 373 900	997 900	20 371 800
12.	Environment	8 355 100	500 300	8 855 400
13.	Human settlements	12 794 200	847 800	13 642 000
14.	Crime prevention and criminal justice	6 339 800	1 074 900	7 414 700
15.	International drug control	16 293 700	1 551 800	17 845 500
	Total, part IV	**287 506 500**	**8 918 500**	**296 425 000**
	Part V. *Regional cooperation for development*			
16.	Economic and social development in Africa	83 865 900	(5 009 200)	78 856 700
17.	Economic and social development in Asia and the Pacific	58 821 300	(253 100)	58 568 200
18.	Economic development in Europe	43 798 800	3 551 200	47 350 000
19.	Economic and social development in Latin America and the Caribbean	73 210 500	189 300	73 399 800
20.	Economic and social development in Western Asia	49 842 800	(467 500)	49 375 300
21.	Regular programme of technical cooperation	42 871 500	1 034 100	43 905 600
	Total, part V	**352 410 800**	**(955 200)**	**351 455 600**

Section		Amount approved by the General Assembly in its resolutions 57/293 A and 57/311	Increase/(decrease)	Final appropriation
		(United States dollars)		
	Part VI. *Human rights and humanitarian affairs*			
22.	Human rights	47 576 300	534 500	48 110 800
23.	Protection of and assistance to refugees	45 956 000	3 315 500	49 271 500
24.	Palestine refugees	28 278 700	1 250 800	29 529 500
25.	Humanitarian assistance	20 577 400	168 300	20 745 700
	Total, part VI	**142 388 400**	**5 269 100**	**147 657 500**
	Part VII. *Public information*			
26.	Public information	147 107 600	278 200	147 385 800
	Total, part VII	**147 107 600**	**278 200**	**147 385 800**
	Part VIII. *Common support services*			
27.	Management and central support services	451 342 100	6 748 000	458 090 100
	Total, part VIII	**451 342 100**	**6 748 000**	**458 090 100**
	Part IX. *Internal oversight*			
28.	Internal oversight	20 946 600	82 300	21 028 900
	Total, part IX	**20 946 600**	**82 300**	**21 028 900**
	Part X. *Jointly financed administrative activities and special expenses*			
29.	Jointly financed administrative activities	8 759 600	(647 900)	8 111 700
30.	Special expenses	77 085 600	4 820 800	81 906 400
	Total, part X	**85 845 200**	**4 172 900**	**90 018 100**
	Part XI. *Capital expenditures*			
31.	Construction, alteration, improvement and major maintenance	88 341 100	529 900	88 871 000
	Total, part XI	**88 341 100**	**529 900**	**88 871 000**
	Part XII. *Staff assessment*			
32.	Staff assessment	368 936 500	19 943 200	388 879 700
	Total, part XII	**368 936 500**	**19 943 200**	**388 879 700**
	Part XIII. *Development Account*			
33.	Development Account	13 065 000	-	13 065 000
	Total, part XIII	**13 065 000**	**-**	**13 065 000**
	Grand total	**2 891 068 700**	**76 659 100**	**2 967 727 800**

(*b*) The Secretary-General shall be authorized to transfer credits between sections of the budget, with the concurrence of the Advisory Committee;

(*c*) In addition to the appropriations approved under subparagraph (*a*) above, an amount of 125,000 dollars is appropriated for each year of the biennium 2002–2003 from the accumulated income of the Library Endowment Fund for the purchase of books, periodicals, maps and library equipment and for such other

expenses of the Library at the Palais des Nations as are in accordance with the objects and provisions of the endowment.

79th plenary meeting
23 December 2003

B

FINAL INCOME ESTIMATES FOR THE BIENNIUM 2002–2003

The General Assembly

Resolves that, for the biennium 2002–2003:

(*a*) The estimates of income of 414,429,600 United States dollars approved by it in its resolution 57/293 B of 20 December 2002 shall be increased by 13,660,500 dollars, as follows:

Income section	*Amount approved by the General Assembly in its resolution 57/293 B*	*Increase/(decrease)*	*Final estimate*
	(United States dollars)		
1. Income from staff assessment	373 048 100	20 053 100	393 101 200
Total, income section 1	**373 048 100**	**20 053 100**	**393 101 200**
2. General income	41 953 200	(8 211 000)	33 742 200
3. Services to the public	(571 700)	1 818 400	1 246 700
Total, income sections 2 and 3	**41 381 500**	**(6 392 600)**	**34 988 900**
Grand total	**414 429 600**	**13 660 500**	**428 090 100**

(*b*) The income from staff assessment shall be credited to the Tax Equalization Fund in accordance with the provisions of General Assembly resolution 973 (X) of 15 December 1955;

(*c*) Direct expenses of the United Nations Postal Administration, services to visitors, catering and related services, garage operations, television services and the sale of publications, not provided for under the budget appropriations, shall be charged against the income derived from those activities.

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23 December 2003

United Nations A/RES/58/268

General Assembly

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4 March 2004

Fifty-eighth session
Agenda item 122

Resolution adopted by the General Assembly

[*on the report of the Fifth Committee (A/58/574)*]

58/268. Programme planning

The General Assembly,

Recalling its resolutions 37/234 of 21 December 1982, 38/227 A of 20 December 1983, 41/213 of 19 December 1986, 55/234 of 23 December 2000, 56/253 of 24 December 2001, 57/282 of 20 December 2002 and 58/270 of 23 December 2003,

Having considered the report of the Committee for Programme and Coordination on the work of its forty-third session,[1]

Appreciating the letters from the President of the General Assembly transmitting the recommendations of the Assembly,[2] the Second Committee,[3] the Third Committee[4] and the Special Political and Decolonization Committee (Fourth Committee),[5] on the recommendations of the Committee for Programme and Coordination on proposed revisions to programmes 7, 8 and 23 of the medium-term plan for the period 2002–2005, and on evaluation,

1. *Takes note* of the report of the Committee for Programme and Coordination on the work of its forty-third session;[1]

2. *Endorses* the conclusions and recommendations of the Committee for Programme and Coordination on the proposed revisions to the medium-term plan for the period 2002–2005 as contained in the report of the Committee on the work of its forty-third session[1] and as endorsed by the Second Committee regarding programme 7, Economic and social affairs,[3] by the General Assembly regarding programme 8, United Nations support for the New Partnership for Africa's Development,[6] and by the Special Political and Decolonization Committee (Fourth Committee) regarding programme 23, Public information;[5]

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[1] *Official Records of the General Assembly, Fifty-eighth Session, Supplement No. 16* (A/58/16).

[2] A/C.5/58/19 and A/C.5/58/21.

[3] A/C.5/58/11.

[4] A/C.5/58/15.

[5] A/C.5/58/14.

[6] A/C.5/58/19.

3. *Reaffirms* the relevant paragraphs of its resolution 55/231 of 23 December 2000, and requests the Secretary-General to submit to the General Assembly at its fifty-ninth session, through the Committee for Programme and Coordination, a report on priority-setting;

4. *Endorses* the conclusions and recommendations of the Committee for Programme and Coordination on the review of the efficiency of the administrative and financial functioning of the United Nations, as contained in chapter II of the report of the Committee on the work of its forty-third session;[1] on evaluation, as contained in section C of chapter III[1] and as endorsed by the Third Committee[4] and the General Assembly;[7] on the annual overview report of the United Nations System Chief Executives Board for Coordination for 2002 and on the New Partnership for Africa's Development, as contained in chapter IV;[1] and on the Joint Inspection Unit, as contained in chapter V;[1]

5. *Decides* to consider the report of the Secretary-General on the practice of involving United Nations programme managers in investigative processes, requested in section IV, paragraph 3, of its resolution 57/282, at the first part of its resumed fifty-eighth session under the item entitled "Review of the efficiency of the administrative and financial functioning of the United Nations".

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[7] A/C.5/58/21.

General Assembly

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Fifty-eighth session
Agenda item 59

Resolution adopted by the General Assembly

[*on the report of the Fifth Committee (A/58/587)*]

58/269. Strengthening of the United Nations: an agenda for further change

The General Assembly,

Reaffirming its determination to strengthen further the role, capacity, effectiveness and efficiency of the United Nations and thus improve its performance in order to realize the full potential of the Organization, in accordance with the purposes and principles of the Charter of the United Nations, and to respond more effectively to the needs of Member States and existing and new global challenges facing the United Nations in the twenty-first century,

Recalling Articles 17, 18, 97 and 100 of the Charter of the United Nations,

Recalling also its resolutions 41/213 of 19 December 1986, 42/211 of 21 December 1987 and 55/234 of 23 December 2000,

Recalling further the relevant provisions of its resolution 57/300 of 20 December 2002,

Recalling the terms of reference of the Committee for Programme and Coordination, as outlined in the annex to Economic and Social Council resolution 2008 (LX) of 14 May 1976,

Emphasizing that resources provided to the Secretary-General should be commensurate with all mandated programmes and activities,

Reaffirming the role of the General Assembly and its relevant intergovernmental and expert bodies, within their respective mandates, in planning, programming, budgeting, monitoring and evaluation,

Having considered the reports of the Secretary-General entitled "Intergovernmental review of the medium-term plan and the programme budget"[1] and "Improvements to the current process of planning and budgeting",[2] the note by the Secretary-General entitled "Improvements to the current process of planning and

[1] A/57/786.

[2] A/58/395 and Corr.1.

budgeting"[3] and the reports of the Advisory Committee on Administrative and Budgetary Questions thereon,[4]

Taking into account the views expressed by the Member States during the consideration of this item at its fifty-seventh and fifty-eighth sessions,

1. *Welcomes* the commitment of the Secretary-General to strengthening the United Nations, including its planning, programming and budgetary process;

2. *Stresses* that setting the priorities of the United Nations is the prerogative of the Member States, as reflected in legislative mandates;

3. *Stresses also* the need for the Member States to participate fully in the budget preparation process, from its early stages and throughout the process;

4. *Emphasizes* the importance of providing the information necessary to enable Member States to make well-informed decisions;

5. *Requests* the Secretary-General to prepare, on a trial basis, for submission to the General Assembly at its fifty-ninth session, a strategic framework to replace the current four-year medium-term plan, which would comprise in one document:

(*a*) Part one: a plan outline, reflecting the longer-term objectives of the Organization;

(*b*) Part two: a biennial programme plan, to cover two years;

6. *Decides* that:

(*a*) The budget outline shall continue to provide the same level of detail as at present, in accordance with regulation 3.2 of the Regulations and Rules Governing Programme Planning, the Programme Aspects of the Budget, the Monitoring of Implementation and the Methods of Evaluation;[5]

(*b*) The budget outline shall be submitted and considered for approval after consideration and adoption of the strategic framework;

(*c*) After their approval, the budget outline and strategic framework shall together form the basis for preparing the proposed programme budget;

7. *Affirms* that the strategic framework, as outlined above, shall constitute the principal policy directive of the United Nations and shall serve as the basis for programme planning, budgeting, monitoring and evaluation;

8. *Decides* to review, with a view to taking a final decision at its sixty-second session, the format, content and duration of the strategic framework, including the necessity of maintaining part one, and requests the Secretary-General to submit a report, through the Committee for Programme and Coordination, reviewing the experiences gained with the changes made in the planning and budgeting process;

9. *Decides also* that the programme narratives of the programme budget fascicles shall be identical to the biennial programme plan;

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[3] A/58/600.

[4] A/58/7/Add.5 (for the final text, see *Official Records of the General Assembly, Fifty-eighth Session, Supplement No. 7A*) and A/58/610.

[5] ST/SGB/2000/8.

10. *Decides further* to keep the current format of the proposed programme budget and to maintain the level of information contained therein;

11. *Decides* that the Committee for Programme and Coordination shall no longer consider the budget outline;

12. *Requests* the Secretary-General to include in the introduction of the budget fascicles information on the new and/or revised mandates approved by the General Assembly subsequent to the adoption of the biennial programme plan;

13. *Requests* the Committee for Programme and Coordination, in performing its programmatic role in the planning and budgeting process, to review the programmatic aspects of the new and/or revised mandates referred to above, as well as any differences that arise between the biennial programme plan and the programmatic aspects of the proposed programme budget;

14. *Also requests* the Committee for Programme and Coordination, in the context of its report on its forty-fifth session, to provide comments on the various aspects of the review process referred to above;

15. *Emphasizes* the importance of the intergovernmental nature of the Committee for Programme and Coordination in discharging its functions;

16. *Invites* the Committee for Programme and Coordination to submit at its forty-fourth session proposals on enhancing its role in monitoring and evaluation;

17. *Recalls* paragraph 34 of General Assembly resolution 57/300, in which the Assembly invited the Committee for Programme and Coordination to continue to improve its working methods;

18. *Invites* the Committee for Programme and Coordination to submit, at its forty-fourth session, recommendations on improving its effectiveness;

19. *Emphasizes* the need to strengthen the monitoring and evaluation system, and in this regard urges the Secretary-General to improve the format and timing of programme performance and evaluation reports;

20. *Requests* the Secretary-General to ensure that resources are clearly identified in all the sections of the proposed programme budget for the performance of the monitoring and evaluation functions;

21. *Also requests* the Secretary-General to entrust the Office of Internal Oversight Services, in collaboration with the Joint Inspection Unit, with submitting to the General Assembly for consideration at its sixtieth session proposals on the strengthening and monitoring of programme performance and evaluation.

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23 December 2003